

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

NICHOLAS RAYMOND PROUT,
Plaintiff,
v.
UNKNOWN,
Defendant.

No. 2:24-cv-2159 CSK P

ORDER & FINDINGS &
RECOMMENDATIONS

By order filed August 15, 2024, plaintiff was granted thirty days to file a complaint and an application to proceed in forma pauperis. (ECF No. 8.) Thirty days from that date have now passed, and plaintiff has not filed a complaint or an application to proceed in forma pauperis.

Accordingly, IT IS HEREBY ORDERED that the Clerk shall assign a district judge to this action.

IT IS HEREBY RECOMMENDED that this action be dismissed without prejudice. See Local Rule 110; Fed. R. Civ. P. 41(b).

These findings and recommendations are submitted to the United States District Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days after being served with these findings and recommendations, plaintiff may file written objections with the court and serve a copy on all parties. Such a document should be captioned “Objections to Magistrate Judge’s Findings and Recommendations.” Plaintiff is advised that

1 failure to file objections within the specified time may waive the right to appeal the District
2 Court's order. Martinez v. Ylst, 951 F.2d 1153 (9th Cir. 1991).

3
4 Dated: September 20, 2024

5 
6 CHI SOO KIM
7 UNITED STATES MAGISTRATE JUDGE
8

9 Pr2159.fta

10 2
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28